

REMARKS

Favorable reconsideration is respectfully requested in light of the following remarks, wherein Claims 1, 5-7, and 13-16 are amended and new Claims 17-21 are added to the application. Currently, Claims 1-7 and 13-21 are pending the present application, and Claims 8-12 are withdrawn.

As an initial matter, Claim 6 is rejected under 35 U.S.C. §112, second paragraph, for allegedly being indefinite. In particular, the Examiner alleges that it is not clear where the control unit in a system is located or how it relates to the other items in the claim. In addition, the Examiner alleges that it is not clear how the borehole information is placed within the system since there is no step to indicate that this has been done. To resolve these issues, independent Claim 1 is amended to recite that the information on at least one borehole is collected and stored “in a control unit” and that the borehole information is used “for controlling drilling or charging of at least one borehole”. The actual location of the control unit need not be recited for definiteness purposes. Accordingly, withdrawal of the rejections under 35 U.S.C. §112, second paragraph, is respectfully requested.

Claims 1-5, 7 and 14-15 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,377,189 to *Newman*.

The present invention, as defined in independent Claim 1, pertains to a method of managing and using borehole information, the method comprising collecting and storing information on at least one borehole in a control unit, arranging at least one identifier, which includes machine-readable information, in connection with a borehole under examination, linking the stored information and the borehole under examination together by means of information read from the identifier and using the borehole information for controlling drilling or charging of at least one borehole.

Independent Claim 7 defines a system for managing borehole information, the system comprising at least one control unit wherein borehole information for controlling drilling or charging of at least one borehole is stored, at least one identifier to be arranged in connection with a borehole under examination, and wherein the identifier includes machine-readable information, and wherein the system is arranged to link the stored information and the borehole under examination together by means of information read from the identifier. None of the art of record discloses these patentable features.

In contrast, *Newman* discloses a system for servicing oil wells. The purpose of *Newman* is to reliably monitor the performance of a well servicing operation and to protect tampering of data, as mentioned in column 1, lines 53 to 56. Well service operations include, for example, replacing a pump, tubing or other components of a well and pumping chemical treatments or cement down into the well bore, as described in column 2, line 46 to 54. According to *Newman* the performed service operations are monitored. For example, the number of parts being removed or installed during the service operation is counted, as discussed in column 3, lines 13 to 16.

Newman discloses collecting and storing information on the performance of a servicing operation instead of collecting and storing information on the borehole. As such, *Newman* fails to disclose collecting and storing borehole information for controlling drilling or charging of at least one borehole. In addition, in *Newman*, there is an identifier (54), which is arranged directly in a pumping device, not in connection with a borehole. Accordingly, *Newman* fails to disclose the patentable features of independent Claims 1 and 7.

For at least the foregoing reasons, it is submitted that the system and method of independent Claims 1 and 7, and the claims depending therefrom, are patentably

distinguishable over the applied document. Accordingly, withdrawal of the rejections of record and allowance of this application are earnestly solicited.

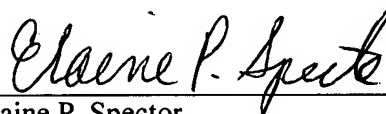
Should any questions arise in connection with this application, or should the Examiner believe a telephone conference would be helpful in resolving any remaining issues pertaining to this application, it is respectfully requested that the undersigned be contacted at the number indicated below.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully Submitted,

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